

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

JOSEPH FERRANTE, KATHLEEN)
DONNATIN, BOBBY FAUL, ROBERT)
INGWER, ERIN VADALA and)
AUBURN SCALLON, Individually, and)
on Behalf of All Others Similarly)
Situating,)

Plaintiffs,)

v.)

411 REST CORP., A New York)
Corporation d/b/a TONIC EAST and)
TONIC TIME SQUARE, and MARIO)
ARCARI, PETER ARCARI and)
KENNETH CAUFIELD, Individually,)

Defendants.)

Case No. 07 CV 11169 (SAS)

ECF CASE

OPT-OUT [WITHDRAWAL] OF CONSENT TO SUE

I hereby opt-out and withdraw my consent to join the collective action brought
under the Fair Labor Standards Act of 1938, as amended, 29 U.S.C. §201, et. seq.

DATE SIGNED: 7/08/08

SIGNATURE: Declan Carroll

PRINT NAME: DECLAN CARROLL